



PATENT
ATTY. DOCKET NO.: MBM1240

6a
Docket
6-1402

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zhu *et al.* Art Unit: 1645
Serial No.: 09/927,110 Examiner: Unassigned
Filed: August 20, 2001
Title: METHOD FOR INHIBITING INFLAMMATION IN IMMUNE PRIVILEGED SITES USING FAS LIGAND FRAGMENTS

Box Sequence
U.S. Patent and Trademark Office
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Arlington, VA 22202

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RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION

Dear Sir:

In response to the notice to file missing parts of nonprovisional application mailed September 21, 2001, Applicant provides herewith a computer readable and a paper copy of the Sequence Listing in accordance with 37 C.F.R. § 1.821 *et seq.* The remaining items noted as missing parts will be submitted under separate cover to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231.

Please amend the application as follows:

In the Specification:

Following the abstract, please insert the attached Sequence Listing with subsequent page numbering thereafter.

| CERTIFICATION UNDER 37 CFR §1.8 | |
|---|----------------------------------|
| I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <u>February 21, 2002</u> , in an envelope addressed to: U.S. Patent and Trademark Office Box Sequence, P.O. Box 2327. Arlington, VA 22202. | |
| Mikhail Bayley | |
| Name of Person Mailing Paper <i>Mikhail Bayley</i> | Date <u>February 21, 2002</u> |
| Signature <i>Mikhail Bayley</i> | Date <u>February 21, 2002</u> |

In re Application of:

Zhu *et al.*

Application No.: 09/927,110

Filed: August 10, 2001

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Attorney Docket No.: MBM1240

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If the Examiner would like to discuss any of the issues raised in this ~~TECH CENTER 1000/2900~~ attached sequence listing, Applicants' representative can be reached at (858) 638-6734.

Respectfully submitted,

Date: February 21, 2002

*By: Richard E. Carter Reg. No.
For: Kelly Reynolds 37,643*
Reg. No. P51,154
Telephone: (858) 638-6724
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP

4365 Executive Drive, Suite 1100

San Diego, CA 92121-2133

USPTO Customer Number: 28213

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Page 1 of 2



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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/927,110 | 08/10/2001 | Bing Zhu | MBM1240 |

28213
GARY CARY WARE & FRIENDENRICH LLP
4365 EXECUTIVE DRIVE
SUITE 1600
SAN DIEGO, CA 92121-2189

CONFIRMATION NO. 3840

FORMALITIES LETTER



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Date Mailed: 09/21/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600

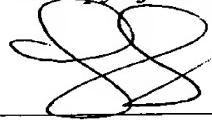
03/06/2002 MHOLDER1 00000018 501355 09927110

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- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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0590 0426 1644

62/1645/08
PATENT 0300

ATTY. DOCKET NO.: MBM1240

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Applicant: Zhu *et al.*

Art Unit: 1645

Serial No.: 09/927,110

Examiner: Unassigned

Filed: August 20, 2001

Title: METHOD FOR INHIBITING INFLAMMATION IN IMMUNE
PRIVILEGED SITES USING FAS LIGAND FRAGMENTS

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TRANSMITTAL LETTER

Sir:

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Transmitted herewith for the above-identified application please find:

1. Statement Under 37 C.F.R. §§ 1.821(f) and (g) (1 pg.);
2. Verified Statement Under 37 C.F.R. §§ 1.821(f) (1 pg.);
3. Response to Notice to File Missing Parts of Nonprovisional Application (2 pgs.);
4. Sequence Listing (2 pgs.);
5. Sequence Listing in computer readable form (3.5" disk);
6. Copy of Notice to File Missing Parts (2 pgs.); and
7. Return Postcard

| CERTIFICATION UNDER 37 CFR §1.8 | |
|---|-------------------|
| I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <u>February 21, 2002</u> , in an envelope addressed to: U.S. Patent and Trademark Office Box Sequence, P.O. Box 2327, Arlington, VA 22202. | |
| Mikhail Bayley | |
| Name of Person Mailing Paper | February 21, 2002 |
| <u>Mikhail Bayley</u> | Date |
| Signature | |

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Zhu et al.

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PATENT

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A Petition for Extension of Time and Check No. 501860 in the amount of \$525.00 have been filed under separate cover. The Commissioner is hereby authorized to charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. 50-1355.

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Respectfully submitted,

APR 01 2002

Date: February 21, 2002

By: Richard S. Tomlinson 37-643
for: Kelly Reynolds
Reg. No. P51,154
Telephone: (858) 638-6724
Facsimile: (858) 677-1465

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[Handwritten signature]

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San Diego, California 92121-2133

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